

UNITED STATES DISTRICT COURT  
NORTHERN DISTRICT OF CALIFORNIASTRIKE 3 HOLDINGS, LLC,  
Plaintiff,

v.

JOHN DOE SUBSCRIBER ASSIGNED IP  
ADDRESS 24.5.9.34,  
Defendant.

Case No. 20-cv-03475-JCS

**ORDER TO SHOW CAUSE WHY  
APPLICATION TO SERVE  
SUBPOENA SHOULD NOT BE  
GRANTED**

Re: Dkt. No. 13

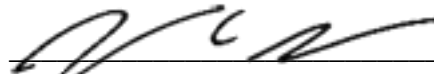
Plaintiff Strike 3 Holdings, LLC (“Strike 3”) has applied ex parte to serve an early subpoena on Comcast Cable, which Strike 3 believes is the internet service provider for Defendant John Doe, who is currently identified only by the IP address 24.5.9.34. Although Strike 3 apparently remains unaware of Doe’s identity, defense counsel has appeared on Doe’s behalf. Doe is therefore ORDERED TO SHOW CAUSE why Strike 3’s application should not be granted—with restrictions on public disclosure of Doe’s identity—for the reasons stated in this Court’s decision denying a motion to quash a similar subpoena in *Strike 3 Holdings, LLC v. Doe*, No. 19-cv-00723-JCS, 2019 WL 2996428 (N.D. Cal. July 9, 2019). Doe shall file a response no later than July 29, 2020.

The parties are further ORDERED to meet and confer to determine whether defense counsel can accept service on Doe’s behalf or otherwise obviate the need for the third party discovery that Strike 3 seeks. If the parties are able to resolve the issue such that Strike 3’s request for a subpoena is moot, they may file a joint statement to that effect in lieu of Doe’s response to this order to show cause, by the same deadline. If the parties are not able to resolve the issue,

Doe's response to this order must report that outcome.

**IT IS SO ORDERED.**

Dated: July 15, 2020



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JOSEPH C. SPERO  
Chief Magistrate Judge